

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of  
**Claudia Eder, et al**

Examiner: Not Yet Assigned

Art Unit: Not Yet Assigned

Application No.: **10/627,850**

Filed: **July 25, 2003**

Title: **Endiandric Acid H and its Derivatives, Process  
for Their Preparation and Use Thereof**

I hereby certify that this correspondence is being  
deposited with the United States Postal Service as First  
Class Mail in an envelope addressed to Mail Stop  
Missing Parts, Commissioner for Patents, P.O. Box  
1450, Alexandria, VA 22313-1450, on

12/12/03  
Date of Deposit

Maribel Mendez  
Signature

**LATE SUBMISSION OF DECLARATION  
UNDER 37 C.F.R. 1.53(f)**

Mail Stop Missing Parts  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

In response to the "NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING  
DATE GRANTED" which was mailed on December 04, 2003 and which indicated that the oath or  
declaration was missing, Applicants submit herewith the Declaration for the present application and  
a copy of Form PTO-1533. Also, applicants submit herewith the Power of Attorney for the present  
application.

Please charge the \$130.00 fee involved to Deposit Account No. 18-1982. The Commissioner  
is hereby authorized to charge any additional fees, which may be required by this, paper, or credit  
any overpayment to Account No. 18-1982. Two duplicate copies of this sheet are enclosed.

Respectfully submitted,

Joseph Strupczewski  
Joseph Strupczewski, Reg. No. 50,903  
Attorney/Agent for Applicant

Aventis Pharmaceuticals Inc.  
Patent Department  
Route #202-206 / P.O. Box 6800  
Bridgewater, NJ 08807-0800  
Telephone (908) 231-2387  
Telefax (908) 231-2626

Docket No. DEAV2002-0054 US NP



UNITED STATES OF AMERICA

# DECLARATION FOR PATENT APPLICATION

As a below named inventor(s), I/We hereby declare that:

My/Our residence(s), post office address(es) and citizenship(s) are as stated below my name(s).  
I/We verily believe I am/we are the original, first and sole/joint inventor(s) of the subject matter which is claimed  
and for which a patent is sought on the invention entitled:

## Endiandric acid H and its derivatives, process for their preparation and use thereof

and the specification of which ☐ is attached hereto (Aventis Docket No. DEAV2002/0054 US NP)  
(check one) ☒ was filed on **July 25, 2003** as U.S. Application Number **10/627,850**  
and was amended on \_\_\_\_\_ (if applicable).  
☐ was described and claimed in PCT Int'l Application Number \_\_\_\_\_ filed on \_\_\_\_\_  
and as amended under PCT Article 19 on \_\_\_\_\_ (if any).

I/We hereby state that I/We have reviewed and understand the contents of the above identified specification,  
including the claims as amended by any amendment referred to above.  
I/We acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me/us to  
be material to patentability as defined in 37 C.F.R. 1.56.

☒ I/We hereby claim foreign priority benefits under Title 35, United States Code §119(a)-(d) or 365 (b) of any foreign  
application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at  
least one other country other than the United States of America, listed below and having a filing date before that of  
the application on which priority is claimed. I/We have also identified below any foreign application for patent or  
inventor's certificate having a filing date before that of the application on which priority is claimed:

Foreign Priority:	<b>10235624.6</b> Number	<b>Germany</b> Country	<b>02/August/2002</b> Day/Month/Year Filed
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Prior Foreign Appln(s):	Number	Country	Day/Month/Year Filed
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☒ I/We hereby claim the benefit under Title 35, United States Code §119(e) of any United States Provisional  
application(s) listed below:

<b>60/438,283</b> Number	<b>January 06, 2003</b> Filing Date
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☐ I/We hereby claim the benefit under Title 35, United States Code §120 or 365(c) of any United States  
application(s) or international application designating the United States listed below and, insofar as the subject  
matter of each of the claims of this application is not disclosed in the prior United States application in the manner  
provided by the first paragraph of Title 35, United States Code §112, I/We acknowledge the duty to disclose  
information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56 which  
became available between the filing date of the prior application and the national or PCT international filing date of  
this application.

Application Serial No.	Filing Date	Status (Patented, Pending)
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I/We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information  
and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements  
and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States code §1001, and that such  
willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventors(s): ☒ Additional names and signatures are attached.

1. Full name: **Claudia EDER**Signature: Claudia EderDate: 22.9.2003Country of Citizenship: **Germany**Residence: **Hofheim/Germany**  
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3. Full name: Sabine HAAG-RICHTERSignature: Sabine Haag RichterDate: 01-10-03Country of Citizenship: GermanyResidence: Frankfurt/Germany

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## 5. Full name: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Country of Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

(City and State/City and Country only)

P. O. Address: \_\_\_\_\_

## 4. Full name: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Country of Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

(City and State/City and Country only)

P. O. Address: \_\_\_\_\_

## 6. Full name: \_\_\_\_\_

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Country of Citizenship: \_\_\_\_\_

Residence: \_\_\_\_\_

(City and State/City and Country only)

P. O. Address: \_\_\_\_\_

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Patent Department

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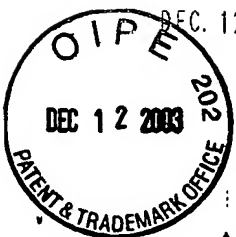
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Aventis Docket No. DEAV2002/0054 US NP



DEC. 12. 2003 2:53PM

AVENTIS US PAT DEPT

NO. 5176 P. 7

Aventis Docket No. DEAV2002/0054 US NP

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Thereof**

**POWER OF ATTORNEY FOR PATENT APPLICATION**

Mail Stop  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

We, Elmar Michael Wein and Hans-Jürgen Fischer, Authorized Signatories of Aventis Pharma Deutschland GmbH, Assignee of the above-identified Application, hereby appoint the attorneys and/or agents associated with the Customer No.(s) provided below as attorneys and/or agents with full power to prosecute this application on behalf of Assignee and to transact all of Assignee's business in connection with the above-identified Application in the Patent and Trademark Office:

Customer No.: 005487

Effective Date: July 25, 2003

By:   
Elmar Michael Wein

By:   
Hans-Jürgen Fischer

Title: Prokurist

Title: Authorized Signatory

Date: October 16, 2003

Date: October 16, 2003

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